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6 IN THE UNITED STATES DISTRICT COURT

7 FOR THE NORTHERN DISTRICT OF CALIFORNIA

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9 J & J SPORTS PRODUCTIONS, INC,

10 Plaintiff,

No. C 12-02278 JSW

11 v.

12 CHRISTINE JESENA,

13 Defendant.

**14 ORDER ADOPTING REPORT
15 AND RECOMMENDATION**

16 This matter comes before the Court upon consideration of Magistrate Judge Nathanael
17 M. Cousins's Report and Recommendation (the "Report"), in which he recommends that this
18 Court grant the motion for default judgment filed by plaintiff J & J Sports Productions
19 ("Plaintiff"), but reduce the amount of damages awarded. As required by Federal Rule of Civil
20 Procedure 72(a), Plaintiff filed objections to the Report within fourteen days. However,
21 Plaintiff's objections were not filed in compliance with Northern District Civil Local Rule 72-
22 1.¹ Nevertheless, the Court has considered Plaintiff's objections.

23 Having considered the Report, Plaintiff's papers, including its objections, the relevant
24 legal authority, and the record in this case, the Court finds the Report thorough and well-
25 reasoned and adopts it in every respect. Accordingly, Plaintiff's motion for default judgment is

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27 ¹ Northern District Civil Local Rule 72-1 provides that "[a]ny objection filed
28 pursuant to Fed. R. Civ. P. 72(a) and 28 U.S.C. § 636(b)(1)(A) must be made as a "Motion
for Relief from Nondispositive Pretrial Order of Magistrate Judge." The motion must
specifically identify the portion of the magistrate judge's order to which objection is made
and the reasons and authority therefor. The motion may not exceed 5 pages (not counting
declarations and exhibits), and must set forth specifically the portions of the Magistrate
Judges findings, recommendation or report to which an objection is made, the action
requested and the reasons supporting the motion and must be accompanied by a proposed
order.

1 GRANTED. However, Plaintiff will not be awarded the full amount of damages it requested.
2 Plaintiff is HEREBY AWARDED \$4,200 in damages under 47 U.S.C. § 605(e)(3)(C)(i)(II),
3 \$1,000 in enhanced damages under 47 U.S.C. § 605(e)(3)(C)(ii), and \$4,200 in damages under
4 California Civil Code § 3336, for a total of \$9,400.

5 **IT IS SO ORDERED.**

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7 Dated: February 8, 2013


8 JEFFREY S. WHITE
9 UNITED STATES DISTRICT JUDGE